



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yoshihiro Yoneda
Serial Number: 09/820,470
Filed: March 29, 2001
For: SURFACE-MOUNTING SUBSTRATE AND STRUCTURE
COMPRISING SUBSTRATE AND PART MOUNTED ON
THE SUBSTRATE
Art Unit: 2827
Examiner: Ishwarbhai B. Patel
Attny Docket No: 082-01

#8
Response
J. McMillan
9/12/02

RESPONSE TO NOTICE OF NON-COMPLIANCE

RECEIVED
AUG 26 2002
TECHNOLOGY CENTER 2800

Commissioner Of Patents
Washington, D.C. 20231

Sir:

This is a response to a notice of non-compliance issued August 12, 2002, which applicant hereby respectfully TRAVERSES. Said notice alleges applicant did not file a marked up copy of pages 1 and 3 of the specification and a clean copy of pages 1 and 3 of the specification, pursuant to 37 CFR 1.121(b)(1)(ii) and (iii). Attached hereto is a second copy of the pages previously submitted in compliance with 37 CFR 1.121.

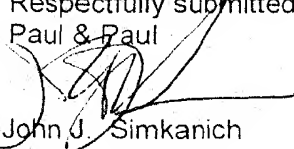
REMARKS

On July 26, applicant mailed an amendment to the Patent Office with a certificate of mailing (c.o.m.) of that date and a receipt postal card. Attached as Exhibit "A" a true copy of the subject notice of non-compliance, issued in response to an amendment received by the Patent Office on July 30, 2002. Attached is a true copy of that receipt card (Exhibit "B") which was stamped by the Patent Office on July 30, 2002 as proof of receipt of all documents filed and "stapled securely together". Included among those documents admittedly received by the

Patent Office are the subject marked up copy of pages 1 and 3 of the specification and the subject clean copy of pages 1 and 3 of the specification. Therefore, the Patent Office is now precluded from alleging that applicant's response was non-compliant. Applicant hereby asserts that the Patent Office lost or destroyed said missing documents with its mail handling and purification equipment and thereby rendered applicant's response in a state of non-compliance after the documents were received. The condition and operation of the Patent Office mail handling equipment is beyond applicant's control.

Respectfully submitted,
Paul & Paul

Date: 8/19/02

by: 
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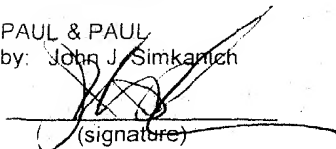
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents
Washington, D.C. 20231

on 8/19/02
(date)

PAUL & PAUL
by: John J. Simkanich


(signature)